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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 VERNON L. HAFFNER,

8 Petitioner,

9 v.

10 PAT GLEBE,

11 Respondent.

Case No. C09-5364 FDB


ORDER ADOPTING REPORT  
AND RECOMMENDATION  
DISMISSING HABEAS  
PETITION AS UNEXHAUSTED

12 The Magistrate Judge recommends that this Petition for writ of habeas corpus be denied as  
13 unexhausted. As detailed in the Report and Recommendation, none of the claims raised in the petition  
14 have been fairly and fully exhausted in the state courts and Petitioner has made no showing to excuse his  
15 procedural default.

16 The Court, having reviewed the petition for *habeas corpus* [Dkt. #5], the Report and  
17 Recommendation of Judge Karen L. Strombom, United States Magistrate Judge, and the remaining  
18 record, does hereby find and Order:

- 19 (1) The Court adopts the Report and Recommendation;  
20 (2) Petitioner's federal *habeas corpus* petition [Dkt. #5] is **DISMISSED**; and  
21 (3) The Clerk is directed to send copies of this Order to Petitioner and to United States  
22 Magistrate Judge Strombom.

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24 DATED this 7<sup>th</sup> day of December, 2009.

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27 FRANKLIN D. BURGESS  
28 UNITED STATES DISTRICT JUDGE